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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

JONATHAN BARAHONA and HECTOR
HERNANDEZ,

Plaintiffs,
v.

PARADISE TREE SERVICE & LANDSCAPE
CORP. and WILLIAM NIETO,

Defendants.

Case No. 21-cv-05400 (GRB)(LGD)

**PLAINTIFFS' NOTICE OF MOTION TO STRIKE THE ANSWER OF THE
DEFENDANT PARADISE TREE SERVICE & LANDSCAPE CORP. ("PARADISE")
AND FOR A DEFAULT JUDGMENT AGAINST PARADISE**

PLEASE TAKE NOTICE that, on a date and time to be determined by the Court, the undersigned, attorneys for plaintiffs Jonathan Barahona and Hector Hernandez shall move before the Honorable Gary R. Brown, United States District Judge, at the United States District Court, Eastern District of New York, 100 Federal Plaza, Central Islip, New York, 11717 for an order striking the answer of Defendant Paradise Tree Service & Landscape Corp. ("Paradise") and entering default judgment against Paradise pursuant to Federal Rule of Civil Procedure 55(b)(2).

In support of this motion, Plaintiffs submit the annexed Memorandum of Law, and the Declaration of Steven J. Moser, with exhibits thereto.

A proposed order is annexed to this Notice of Motion.

Dated: Huntington, New York
August 9, 2024

Respectfully submitted,
MOSER LAW FIRM, P.C.



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